

1 DARREN T. BRENNER, ESQ.
2 Nevada Bar No. 8386
3 WILLIAM S. HABDAS, ESQ.
4 Nevada Bar No. 13138
5 **AKERMAN LLP**
6 1160 Town Center Drive, Suite 330
7 Las Vegas, Nevada 89144
8 Telephone: (702) 634-5000
9 Facsimile: (702) 380-8572
10 Email: darren.brenner@akerman.com
11 Email: william.habdus@akerman.com

12 *Attorneys for Hartford Financial
13 Services Group, Inc., and Sentinel Insurance
14 Company, Ltd.*

15 **UNITED STATES DISTRICT COURT**

16 **DISTRICT OF NEVADA**

17 LV DIAGNOSTICS, LLC, a Nevada limited
18 liability company,

19 Plaintiff,

20 v.
21 THE HARTFORD FINANCIAL SERVICES
22 GROUP, INC., a Connecticut corporation;
23 SENTINEL INSURANCE COMPANY, LTD., a
24 Connecticut corporation; DOES I through X,
25 inclusive; and ROE CORPORATIONS I through
26 X, inclusive,

27 Defendants.

28 Case No.: 2:17-cv-01371-JCM-PAL

1 **STIPULATION AND ORDER TO EXTEND
2 DISCOVERY DEADLINES
3 (FIRST REQUEST)**

4 Defendants Hartford Financial Services Group, Inc. (**Hartford**), and Sentinel Insurance
5 Company, Ltd. (**Sentinel**) (collectively **Defendants**), and plaintiff LV Diagnostics, LLC (**Plaintiff**),
6 respectfully submit the following stipulation requesting a forty-five (45) day extension of the current
7 scheduling order deadlines.

8 **I. INTRODUCTION.**

9 This case is a dispute arising out of an insurance policy covering the building and business
10 personal property at Plaintiff's location at 600 S. Martin Luther King Boulevard, in Las Vegas, NV.
11 Plaintiff allegedly suffered loss as a result of a break-in on April 8, 2015, and made a claim on its
12 insurance policy. Plaintiff filed a complaint in State Court on April 7, 2017, alleging breach of
13

1 contract, breach of the covenant of good faith and fair dealing, bad faith, and unfair trade practices.
2 On May 15, 2017, Defendants removed this matter to Federal Court. A discovery plan and
3 scheduling order was entered on July 14, 2017 [ECF Docket #17].

4 **II. DISCOVERY STATUS.**

5 On July 14, 2017, the court entered a discovery plan and scheduling order which set
6 the following deadlines:

- 7 (a). Discovery Cut Off: Monday, February 12, 2018.
- 8 (b). Motions to amend pleadings or add parties: Tuesday, November 14, 2017.
- 9 (c). Initial Expert Disclosures: Thursday, December 14, 2017.
- 10 (d). Rebuttal Expert Disclosures: Tuesday, January 16, 2018.
- 11 (e). Interim Status Report: Thursday, December 14, 2017.
- 12 (f). Dispositive Motions: Wednesday, March 14, 2018.
- 13 (g). Pretrial Order: Friday, April 13, 2018.
- 14 (h). Extensions or Modifications of the Discovery Plan and Scheduling Order:
15 Monday, January 22, 2018

16 A. Discovery that has been completed.

- 17 1. Defendants served their initial disclosures on October 10, 2017.
- 18 2. Plaintiff served its initial disclosures on October 2, 2017. The certificate of
19 service indicates that they were mailed earlier, but they were not received. After
20 correspondence, they were submitted.
- 21 3. Defendants served their first set of requests for production of documents and
22 first set of interrogatories to Plaintiff on October 10, 2017.

23 B. Discovery that Remains.

- 24 1. Expert disclosures;
- 25 2. Deposition of Expert Witnesses;
- 26 3. Written Discovery;
- 27 4. Plaintiff's deposition (and follow up discovery on any new issues that arise at
28 the deposition)

1 The parties reserve the right to take additional discovery during the time frames outlined
 2 below should the need arise.

3 C. Pending Motions.

4 There are two motions to dismiss [ECF Docket # 5 & 6] currently pending before the court.

5 **III. REASON WHY EXTENSION IS REQUIRED.**

6 There was a delay in Plaintiff getting initial disclosures served on Hartford. Hartford require
 7 follow up written discovery after these disclosures were received prior to hiring experts.

8 The parties believe an additional forty five (45) days of discovery should be sufficient for
 9 this to take place. This request is being made in a timely manner. The parties believe that good
 10 cause is demonstrated by the above facts and circumstances.

11 **IV. PROPOSED SCHEDULE.**

- 12 (a). Discovery Cut Off: **Thursday, March 29, 2018.**
- 13 (b). Motions to amend pleadings or add parties: **Friday, December 29, 2017.**
- 14 (c). Initial Expert Disclosures: **Monday, January 29, 2018 (deadline falls on a**
 Sunday).
- 15 (d). Rebuttal Expert Disclosures: **Friday, March 2, 2018.**
- 16 (e). Interim Status Report: **Monday, January 29, 2018 (deadline falls on a**
 Sunday).
- 17 (f). Dispositive Motions: **Monday, April 30, 2018 (deadline falls on a**
 Saturday).
- 18 (g). Pretrial Order: **Tuesday, May 29, 2018 (deadline falls on May 28, 2018,**
 Memorial Day).
- 19 (h). Extensions or Modifications of the Discovery Plan and Scheduling Order:
 Thursday, March 8, 2018.

20 ...

21 ...

22 ...

23 ...

1 The parties believe that the forty-five (45) day extension of the deadlines in discovery are
2 necessary and appropriate to provide sufficient time to properly determine whether and what experts
3 are required after follow up written discovery is completed.

4 DATED this 31st day of October, 2017.

5 AKERMAN LLP	6 ROGER P. CROTEAU & ASSOCIATES, LTD.
7 <u>/s/ William S. Habdas</u>	8 <u>/s/ Robert W. Linder</u>
9 DARREN BRENNER, ESQ. Nevada Bar No. 8276 WILLIAM S. HABDAS, ESQ. Nevada Bar No. 13138 1160 Town Center Drive, Suite 330 Las Vegas, Nevada 89144	10 ROGER P. CROTEAU, ESQ. Nevada Bar No. 4958 ROBERT W. LINDER, ESQ. Nevada Bar No. 3661 9120 W. Post Road, Suite 100 Las Vegas, NV 89148
11 <i>Attorneys for Hartford Financial Services Group, Inc., and Sentinel Insurance Company, Ltd.</i>	12 <i>Attorneys for LV Diagnostics, LLC</i>

13 **IT IS SO ORDERED.**

14 
15 **UNITED STATES MAGISTRATE JUDGE**

16 DATED: November 14, 2017